

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

2150 SIGOURNEY JOSSIAH - FRANCIS
LEE ASSOCIATION, suing on behalf of
THEODORE A. PINNOCK and ITS
MEMBERS; and THEODORE A. PINNOCK,
an individual,

Plaintiffs,

v.

NORTH COAST ACUPUNCTURE CENTER;
MIRIAM RITA MILLER d.b.a. NORTH
COAST ACUPUNCTURE CENTER;
VERNON E. BURKS AND BETTY J. BURKS
TRUST; and BURKS FAMILY TRUST,
DATED 05-23-00,

Defendants.

Civil No. 06-CV-2147 W (CAB)

**ORDER SCHEDULING SETTLEMENT
DISPOSITION CONFERENCE**

Counsel for Plaintiff contacted the Court on February 28, 2007, and represented that the case has settled. Accordingly, IT IS HEREBY ORDERED:

1. A Joint Motion for Dismissal shall be electronically filed on or before **April 11, 2007**.¹ On the same day the Joint Motion for Dismissal is filed, the proposed order for dismissal, for the signature of the Honorable Thomas J. Whelan, shall be e-

¹ See General Order 550, Electronic Case Filing Administrative Policies and Procedures Manual, United States District Court for the Southern District of California.

1 mailed to the chambers of the Honorable Cathy Ann Bencivengo.²

- 2 2. If a Joint Motion for Dismissal and proposed order for dismissal are not submitted
3 on or before April 11, 2007, then a Settlement Disposition Conference shall be held
4 on April 12, 2007, at 9:00 a.m. before Judge Bencivengo. The conference shall be
5 telephonic, with attorneys only. Counsel for Plaintiff shall initiate and coordinate
6 the conference call.
- 7 3. If a Joint Motion for Dismissal and proposed order for dismissal are received on or
8 before April 11, 2007, the Settlement Disposition Conference shall be VACATED
9 without further court order.
- 10 4. Early Neutral Evaluation Conference set for March 1, 2007, is VACATED.

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12 DATED: February 28, 2007

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15 **CATHY ANN BENCIVENGO**
16 United States Magistrate Judge
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28 ² See *id.* at 13, for the chambers' official email address and procedures on emailing proposed orders.